

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

WP(C).No. 28085 of 2006(R)

PETITIONER:

P.MINI, AGED 37 YEARS,
W/O.C.K.RENJITH (LATE) RESIDING AT R.S.HOUSE,
ONCHIYAM POST, (VIA) CHOMBALA-673 308, KOZHIKODE
DISTRICT.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

1. THE STATE OF KERALA, REPRESENTED
BY THE SECRETARY TO GOVERNMENT,
GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
TRIVANDRUM.
2. THE DIRECTOR OF PUBLIC INSTRUCTION,
JAGATHY, TRIVANDRUM-14.
3. THE DISTRICT EDUCATIONAL OFFICER,
KOZHIKODE DISTRICT.
4. THE DISTRICT EDUCATIONAL OFFICER,
MALAPPURAM DISTRICT.
5. THE CORPORATE MANAGER,
ALL C.S.I. SCHOOLS IN MALABAR & WAYANAD,
KOZHIKODE.
6. SMT.SHERIN WILLIAM, HIGH SCHOOL
ASSISTANT (MALAYALAM), B.E.M.GIRLS HIGH SCHOOL,
KOZHIKODE.
7. SMT.SUSAMMA THOMAS,
HIGH SCHOOL ASSISTANT (MALAYALAM),
B.E.M. HIGH SCHOOL, PARAPPANANGADI,
MALAPPURAM DISTRICT.

BY ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN
GOVT.PLEADER SRI.T.T.MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 27/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

EXT.P1: TRUE COPY OF APPLICATION OF PETR.

EXT.P2: TRUE COPY OF JUDGMENT IN WA.1164/05.

EXT.P3: TRUE COPY OF DECISION IN 2004(2) KLT SN.53.

EXT.P4: TRUE COPY OF ORDER OF MANAGER.

EXT.P5: TRUE COPY OF ORDER OF MANAGER

EXT.P6: DO.

W.P(C) No.28085 of 2006-R

Dated this the 27th day of June, 2007.

J U D G M E N T

Petitioner who is a Rule 51A claimant has preferred this writ petition impugning the refusal of the Manager to give her appointment in the vacancy which had arisen in the school. In view of the intervening development, I do not propose to deal with the rival contentions raised by the parties.

2. It has been brought to my notice today, when the writ petition came up for further consideration, that the Manager of the corporate agency has issued order No.CM/DS/07-8 PT.14 on June 26, 2007 appointing the petitioner as HSA (Malayalam) under the dying in harness Scheme. She has been posted at CMS High School, Arapetta. A copy of the above order has been made available for perusal.

In view of the above, the writ petition has become infructuous. Accordingly it is closed with a direction to the Controlling Officer concerned, to pass appropriate orders approving the appointment of the petitioner, if there is no other legal impediment, as expeditiously as possible, at any rate within one month from the date of receipt of the order of appointment.

**A.K. Basheer
Judge.**

an.